

Wetlands Bureau Decision Report

Decisions Taken
12/15/2003 to 12/22/2003

DISCLAIMER:

This document is published for information purposes only and does not constitute an authorization to conduct work. Work in jurisdiction may not commence until the applicant has received a posting permit.

Decisions are subject to appeal, and are reviewed by the federal agencies for compliance with Section 404 of the Federal Clean Water Act.

APPEAL:

I. Any affected party may ask for reconsideration of a permit decision in accordance with RSA 482-A:10,II within 20 days of the Department's issuance of a decision. Requests for reconsideration should:

- 1) describe in detail each ground for complaint. Only grounds set forth in the request for reconsideration can be considered at subsequent levels of appeal;
- 2) provide new evidence or information to support the requested action;
- 3) Parties other than the applicant, the town, or contiguous abutters must explain why they believe they are affected; and
- 4) Be mailed to the DES Wetlands Bureau, PO Box 95, Concord, NH 03302-0095.

II. An appeal of a decision of the department after reconsideration may be filed with the Wetlands Council in accordance with RSA 482-A:10, IV within 30 days of the department's decision. Filing of the appeal must:

- 1) be made by certified mail to Brian Fowler, Chairperson, Wetlands Council, PO Box 95, Concord, NH 03302-0095 (a copy should also be sent to the DES Wetlands Bureau);
- 2) contain a detailed description of the land involved in the department's decision; and
- 3) set forth every ground upon which it is claimed that the department's decision is unlawful or unreasonable.

MAJOR IMPACT PROJECT

2001-01595 CLAWSON, CHARLES & ERICA
DOVER Little Bay

Requested Action:

Change name to Richard & Paulette Sirois to construct a 4 ft. x 30 ft. permanent pier to a 3 ft. x 30 ft. ramp to a 10 ft. x 20 ft. float, total dock length 68 ft., providing one slip on 156 ft. of frontage. Impact 270 sq. ft. of the shoreline to install 90 linear ft. of rip-rap seawall.

Inspection Date: 09/17/2001 by David A Price

APPROVE NAME CHANGE:

Change name to Richard & Paulette Sirois to construct a 4 ft. x 30 ft. permanent pier to a 3 ft. x 30 ft. ramp to a 10 ft. x 20 ft. float, total dock length 68 ft., providing one slip on 156 ft. of frontage. Impact 270 sq. ft. of the shoreline to install 90 linear ft. of rip-rap seawall.

-Send to Governor and Executive Council-

2002-02449 SOUTHERN NH UNIVERSITY
HOOKSETT Unnamed Wetland Prime Wetlands

Requested Action:

Dredge and fill a total of 35,077 sq. ft. of palustrine forested/scrub-shrub/emergent wetlands for construction of the roadway infrastructure associated with the development of 148 single family residential units on a 382.4 acre parcel of land of which a total of 192.76 acres will be placed in conservation easement to provide compensatory mitigation.

Conservation Commission/Staff Comments:

The Hooksett Conservation Commission has reviewed this project proposal and "...does not have any additional concerns or problems with this permit application."

Inspection Date: 03/28/2003 by Frank D Richardson

APPROVE PERMIT:

Dredge and fill a total of 35,077 sq. ft. of palustrine forested/scrub-shrub/emergent wetlands for construction of the roadway infrastructure associated with the development of 148 single family residential units on a 382.4 acre parcel of land of which a total of 192.76 acres will be placed in conservation easement to provide compensatory mitigation.

With Conditions:

1. All work shall be in accordance with plans by Brown Engineering, LLC dated July, 2002, as received by the Department on March 28, 2003.
2. This permit is contingent on approval by the DES Dam Safety Program.
3. This permit is contingent on approval by the DES Site Specific Program.
4. This permit is contingent on approval by the DES Subsurface Systems Bureau.
5. The permittee shall coordinate with the NH Division of Historic Resources to assess and mitigate the project's effect on historic resources.
6. This permit shall not be effective until it has been recorded with the Merrimack county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
7. Record approved plans with conservation easement for each appropriate lot within 30 days from receipt of this decision and

submit a certified receipt from the Merrimack County Registry of Deeds to the DES Wetlands Bureau.

8. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for other construction activities.
9. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
10. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
11. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
12. Proper headwalls shall be constructed within seven days of culvert installation.
13. Culvert outlets shall be properly rip rapped.
14. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
15. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.
16. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
17. Silt fencing must be removed once the area is stabilized.
18. Work shall be done during low flow.
19. At least 48 hours prior to the start of construction, a pre-construction meeting shall be held with NHDES Land Resources Management Program staff at the project site or at the DES Office in Concord, N.H. to review the conditions of this wetlands permit and the NHDES Site Specific Permit. It shall be the responsibility of the permittee to schedule the pre-construction meeting, and the meeting shall be attended by the permittee, his/her professional engineer(s), wetlands scientist(s), and the contractor(s) responsible for performing the work.

Land Resources Preservation:

1. This permit is contingent upon the execution of a conservation easement on 192.76 acres as described in narrative (conservation easement) received October 09, 2003 and on plans received March 28, 2003.
2. The conservation easements to be placed on the preservation areas shall be written to run with the land, and both existing and future property owners shall be subject to this easement.
3. The plan noting the conservation easement with a copy of the final easement language shall be recorded with the Registry of Deeds Office for each appropriate lot. A copy of the recording from the Merrimack County Registry of Deeds Office shall be submitted to the DES Wetlands Bureau prior to the start of construction.
4. The applicant shall prepare a report summarizing existing conditions within the conservation area. Said report shall contain photographic documentation of the easement area, and shall be submitted to the DES and the grantee prior to construction to serve as a baseline for future monitoring of the easement area.
5. The conservation easement area shall be surveyed by a licensed surveyor, and marked by monuments prior to construction.
6. The Wetlands Bureau shall be notified of the placement of the easement monuments to coordinate on-site review of their location prior to construction.
7. There shall be no removal of the existing vegetative undergrowth within the easement area and the placement of fill, construction of structures, and storage of vehicles or hazardous materials is prohibited.
8. Activities in contravention of the conservation easement shall be construed as a violation of RSA 482-A, and those activities shall be subject to the enforcement powers of the Department of Environmental Services (including remediation and fines).

With Findings:

1. This is a major impact project per Administrative Rule Wt 303.02(c).
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a), Requirements for Application Evaluation, has been considered in the design of the project.

5. DES Staff conducted a field inspection of the proposed project on March 28, 2003.
6. The public hearing is waived with the finding that the project impacts will not significantly impair the resources of this wetland ecosystem.

2003-02128 JOHNSON, JEFF
LEBANON Manmade Pond

Requested Action:

Maintenance dredge two existing ponds impacting 24,830 square feet and dredge 10,600 square feet of wet meadow to enlarge these ponds for wildlife enhancement.

Conservation Commission/Staff Comments:

The conservation commission voted to approve the application at their October 9, 2003 meeting.

Inspection Date: 12/10/2003 by Jocelyn S Degler

APPROVE PERMIT:

Maintenance dredge two existing ponds impacting 24,830 square feet and dredge 10,600 square feet of wet meadow to enlarge these ponds for wildlife enhancement.

With Conditions:

1. All work shall be in accordance with plans by Pellettieri Associates dated June 16, 2003 and revised through July 31, 2003, as received by the Department on September 19, 2003.
2. Work shall be done during low flow or periods of dry conditions.
3. The permittee shall notify DES and the local conservation commission in writing of their intention to commence construction no less than 5 business days prior to construction.
4. At least 48 hours prior to the start of construction, a pre-construction meeting shall be held with NHDES Land Resources Management Program staff at the project site or at the DES Office in Concord, N.H. to review the conditions of this wetlands permit and the NHDES Site Specific Permit. It shall be the responsibility of the permittee to schedule the pre-construction meeting, and the meeting shall be attended by the permittee, his/her professional engineer(s), wetlands scientist(s), and the contractor(s) responsible for performing the work.
5. The permittee shall designate a qualified professional who will have the responsibility to assure that the area is constructed in accordance with the approved plans, that monitoring is accomplished in a timely fashion, and remedial measures are taken if necessary. The Wetlands Bureau shall be notified of the designated professional prior to the start of work and if there is a change of status during the project.
6. Appropriate siltation/erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
7. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
8. All steps shall be taken during the construction/restoration necessary to assure that no water quality violations occur on the Property.
9. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
10. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
11. Wetland creation and enhancement areas shall be properly constructed, landscaped, monitored and remedial actions taken if necessary to create functioning wetland areas. Remedial measures may include replanting, relocating plantings, removal of invasive species, changing soil composition and depth, changing the elevation of the wetland surface and changing the hydraulic regime.
12. The proposed plantings along the aquatic shelves shall be of native shrubs and native ground covers representing a diverse selection of species.

13. A post-construction report documenting the status of the completed project with photographs, a list and location of the species used within the aquatic shelves shall be submitted to the Wetlands Bureau within 60 days of the completion of construction.
14. The permittee shall conduct a follow-up inspection after the first growing season, to review the success of the area and schedule remedial actions if necessary. A report outlining these follow-up measures and a schedule for completing the remedial work shall be submitted by December 1 of that year.
15. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
16. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.
17. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
18. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.

With Findings:

1. The project is categorized as a Major Project per NH Administrative Rule Wt 303.02 (h), as the proposed pond will impact greater than 20,000 square feet of wetland.
2. Overall, the proposed pond and associated habitat types will create additional opportunities for fish and wildlife to utilize the area.
3. DES Staff conducted a field inspection of the proposed property on December 10, 2003 and found that the wetland area was previously disturbed due to previous agricultural activities and the wet meadow area is currently serving as a lawn
4. Public hearing is waived with the finding that project impacts will not significantly impair the resources of the wetland ecosystem.
5. The Lebanon Conservation Commission supports this application.

2003-02264 GLIDDEN, TOM
STRATFORD Bog Brook

Requested Action:

Dredge and fill 13,000 square feet (800 linear feet) within the bed and banks of Bog Brook to relocate a portion of the brook and control severe bank erosion and improve stream channel stability. Existing native plants in the proposed channel to be relocated on the new stream bank and floodplain.

Conservation Commission/Staff Comments:

No comments submitted by the Conservation Commission.

Inspection Date: 12/11/2003 by Jeffrey D Blecharczyk

APPROVE PERMIT:

Dredge and fill 13,000 square feet (800 linear feet) within the bed and banks of Bog Brook to relocate a portion of the brook and control severe bank erosion and improve stream channel stability. Existing native plants in the proposed channel to be relocated on the new stream bank and floodplain.

With Conditions:

1. All work shall be in accordance with plans by Provan & Lorber dated September 25, 2003, as received by the Department on October 3, 2003.
2. The applicant shall notify the Wetlands Bureau and the Stratford Conservation Commission of their intention to begin construction no less than five (5) business days prior to the commencement of construction.
3. At least 48 hours prior to the start of construction, a pre-construction meeting shall be held with NHDES Land Resources Management Program staff at the project site or at the DES Office in Concord, N.H. to review the conditions of this wetlands permit and the NHDES Site Specific Permit. It shall be the responsibility of the permittee to schedule the pre-construction meeting,

and the meeting shall be attended by the permittee, his/her professional engineer(s), wetlands scientist(s), and the contractor(s) responsible for performing the work.

4. Construction shall be inspected daily by a qualified wetland scientist, erosion control specialist, or professional engineer to ensure that appropriate protective measures are properly implemented, including those outlined in the plans and documents supporting this permit application and the conditions of this authorization.
5. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
6. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, maintained during construction, and remain until the area is stabilized. Silt fencing must be removed once the area is stabilized.
7. Work shall be done during low flow and between the months of May through September.
8. All in-stream work shall be conducted in a manner to minimize turbidity and sedimentation to surface waters and shall be conducted in a manner so as to minimize the duration of construction in the watercourse.
9. Temporary cofferdams and culverts shall be utilized to the greatest extent practicable to minimize equipment working within surface waters.
10. Cofferdams shall be entirely removed immediately following construction.
11. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
12. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid prior to entering surface waters or wetlands. Faulty equipment shall be repaired prior to entering jurisdictional areas.
13. The contractor shall have appropriate oil spill kits on site and readily accessible at all times during construction.
14. All refueling of equipment shall occur outside of surface waters or wetlands during construction.
15. Construction equipment shall utilize timber or plywood mats beneath machines when driving over wetland areas.
16. Extreme precautions to be taken within riparian areas to limit unnecessary removal of vegetation during road construction and areas cleared of vegetation to be revegetated as quickly as possible.
17. All temporary access roads shall be properly restored.
18. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
19. The permittee shall conduct a follow-up inspection after the first and second growing seasons, to review the success of the restoration project and schedule remedial actions if necessary. Photo documentation and a brief report shall be submitted to the Wetlands Bureau by December 1st of each year.

With Findings:

1. This is a major impact project per Administrative Rule Wt 303.02(i), alteration of more than 200 linear feet of a perennial nontidal stream and or its banks.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a), Requirements for Application Evaluation, has been considered in the design of the project.
5. No riprap is proposed to complete this stabilization project; therefore, the project is the least impacting alternative for relocating the brook and controlling erosion.
6. Field inspection of this area of Bog Brook was conducted by DES Wetlands Bureau staff on 12/5/2003.
7. Public hearing is waived with the finding that the short-term construction impacts greatly outweigh the long-term benefits of controlling erosion and restoring aquatic and riparian habitats to the area.

2003-02561 METHUEN CONST. NOM TRUDT, L. ROBERT DESCANTIS
SALEM Prime Wetland #17

Requested Action:

Temporarily dredge approximately 180 square feet in and adjacent to Salem Prime Wetland #17 to dig a maximum of ten test pits to determine the extent of historic wetland disturbance.

Conservation Commission/Staff Comments:

On November 11, 2003 the Salem Conservation Commission signed the Minimum Impact Expedited Application.

APPROVE PERMIT:

Temporarily dredge approximately 180 square feet in and adjacent to Salem Prime Wetland #17 to dig a maximum of ten test pits to determine the extent of historic wetland disturbance.

With Conditions:

1. All work shall be in accordance with the Wetlands Permit Application Plan (Sheet 1 of 1) by TF Moran Inc. dated December 8, 2003, as received by the Department on December 11, 2003.
2. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau, as specified in RSA 482-A, will require a new application and approval by the Bureau.
3. Appropriate erosion, siltation and turbidity controls shall be installed prior to construction, shall be maintained during construction, and shall remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. All test pits shall be backfilled with excavated material, regraded to original contours, and stabilized immediately following completion of work.
5. Extreme care shall be taken to minimize disturbance to existing vegetation and wetlands soils while accessing test pit locations.
6. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.

With Findings:

1. The project is categorized as a Major Project, per Rule Wt 303.02(f), as the project will take place in designated prime wetlands under RSA 482-A:15.
2. Wetlands impacts will be temporary in nature.
3. Information obtained from the proposed test pits will be used not only to ascertain the extent of historic wetland filling but to establish a more precise prime wetland boundary.
4. On December 18, 2003 the DES Wetlands Bureau conducted a public hearing for the project, in accordance with Rule Wt 703.03. No objections to the project were raised at the public hearing.
5. A conceptual site layout plan showing proposed future wetlands impacts was presented to DES Wetlands Bureau staff at the public hearing.
6. The need for the proposed jurisdictional impacts has been demonstrated by the applicant per Rule Wt 302.01.
7. The applicant has provided evidence which demonstrates that the proposal is the alternative with the least adverse impact to areas and environments under the Department's jurisdiction, in accordance with Rule Wt 302.03.
8. The applicant has demonstrated that each factor listed in Rule Wt 302.04(a), Requirements for Application Evaluation, has been considered in the design of the project.
9. The applicant has sufficiently addressed the Criteria for Approval referenced in Rule Wt 703.01(b).
10. Based on information contained in the application and testimony presented at the public hearing, the Department finds that the project will not result in a significant net loss of the functions and values of Salem Prime Wetland #17.

2003-02569 DIBURRO REALTY TRUST, E J DIBURRO TTEE
SEABROOK Atlantic Ocean

Requested Action:

Impact 1,950 square feet within a sand dune jurisdiction area for the construction of a single-family residence on a fully developed lot along Seabrook Beach.

Inspection Date: 12/17/2003 by Christina Altimari

APPROVE PERMIT:

Impact 1,950 square feet within a sand dune jurisdiction area for the construction of a single-family residence on a fully developed lot along Seabrook Beach.

With Conditions:

1. All work shall be in accordance with plans by Fulcrum, Inc. Architects dated August 21, 2003, with revisions by E.J. DiBurro dated November 5, 2003, as received by the Department on November 14, 2003.
2. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
3. Coastal staff shall be notified in writing prior to commencement of work and upon its completion.
4. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
5. Appropriate siltation, erosion, and turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized.

With Findings:

1. This property is a developed lot along Seabrook Beach with little or no remaining dune function other than its position in the landscape.
2. This approval is consistent with other approvals in developed sand dune areas.
3. Based on findings #1 and #2, this project is deemed minimum impact per Wt. 303.04(o).
4. The NH Natural Heritage Inventory (NHNHI) has record of two state threatened plant species within the project vicinity, Hairy Hudsonia (*Hudsonia tomentosa*) and Tall Wormwood (*Artemisia campestris*), and one state endangered plant species within the project vicinity, Sea-Beach Needlegrass (*Aristida tuberculosa*). Also, NHNHI has record of one plant species of special concern within the project vicinity, Beach Grass (*Ammophila breviligulata*).
5. The NH Fish and Game Department (NHF&G) has record of one vertebrate species of special concern within the project vicinity, the Piping Plover (*Charadrius melodus*).
6. DES field inspection of the property on December 17, 2003 finds that none of the NHNHI or NHF&G identified species will be impacted as a result of this project seeing as the proposed work will not have any direct impacts on any sand dunes, but within a fully landscaped area.
7. The abutter whose property line exists within 20 feet of the proposed impacts have provided their written approval.

2003-02619 UNIL ENERGY SYSTEMS INC, HAMPTON
HAMPTON Unnamed Wetland

Requested Action:

Impact 208 square feet of salt marsh along the Taylor River for the removal, replacement, and relocation of four utility poles, and the removal of the remnants of two old utility poles existing along the riverbank.

Conservation Commission/Staff Comments:

Con. Comm. letter of intervention received on 11/20/03.

APPROVE PERMIT:

Impact 208 square feet of salt marsh along the Taylor River for the removal, replacement, and relocation of four utility poles, and the removal of the remnants of two old utility poles existing along the riverbank.

With Conditions:

1. All work shall be in accordance with plans by J.A. Davis & Associates dated October 27, 2003, as received by the Department on November 20, 2003.
2. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
3. Coastal staff shall be notified in writing prior to commencement of work and upon its completion.
4. Material dredged at the location of the utility poles to be installed shall be used to fill the holes left by the utility poles to be removed. Any additional dredge material shall be placed outside of the DES Wetlands Bureau's jurisdiction.
5. Orange construction fencing shall be placed at the limits of work to prevent unnesecary encroachment on the surrounding

saltmarsh.

6. Appropriate siltation, erosion, and turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized.
7. Work shall be preformed during the winter months when the ground is frozen in order to minimize impact to the surrounding salt marsh.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(o), this is a needed maintenance project proposes to relocate the existing utility poles farther away from the Taylor River.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. NH Fish & Game Department (NHF&G) has identified one state listed threatened species within the vicinity of the project, the Osprey (*Pandion haliaetus*). DES review of this application finds that the NHF&G identified species will not be impacted as a result of this project, as this is a maintenance project and does not pose any additional impacts to the surrounding saltmarsh.

2003-02638 LITTLE, STEPHEN
PORTSMOUTH Little Harbor

Requested Action:

Construct a piling supported 4 ft x 130 ft pier, with the last 8 feet enlarging to 8 feet wide, and with an attached vertical ladder for boat access on approximately 30 feet of frontage along the Piscataqua River Back Channel in Portsmouth.

Conservation Commission/Staff Comments:

Con. Comm. wishes to intervene. Town Clerk date is 11/21/2003, 40 days = 12/31/2003.

Inspection Date: 12/19/2003 by Christina Altimari

APPROVE PERMIT:

Construct a piling supported 4 ft x 130 ft pier, with the last 8 feet enlarging to 8 feet wide, and with an attached vertical ladder for boat access on approximately 30 feet of frontage along the Piscataqua River Back Channel in Portsmouth.

With Conditions:

1. All work shall be in accordance with plans by Stephen Little dated September 2003, as received by the Department on November 24, 2003.
2. Any future work in jurisdiction as specified in RSA 482-A on this property will require a new application and approval by the Department of Environmental Services ("DES") Wetlands Bureau.
3. Coastal staff shall be notified in writing prior to commencement of work and upon completion.
4. This permit shall not be effective until recorded at the Registry of Deeds Office by the permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau prior to construction.
5. Appropriate siltation, erosion, and turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain in until the area is stabilized.
6. The decking of the dock shall have a minimum of 6 ft. clearance from the surface of the mud flat and shall have 3/4-inch spacing between the decking planks and the ramp shall have a minimum of 3 ft. clearance from the surface of the mud flat.
7. This shall be the only structure on this water frontage and all portions of the dock shall be at least 20 ft. from abutting property lines or the imaginary extension of those lines into the water.
8. Work shall be done during low tide.
9. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
10. Work shall be conducted in a manner that avoids excessive discharges of sediments to fish spawning areas.

With Findings:

1. This is a major impact project per Administrative Rule Wt 303.02(a), projects in tidal waters.
2. Public hearing is waived based on DES staff field inspection on December 19, 2003 with the finding that the project impacts will not significantly impair the resources of this tidal river.
3. The Pease Development Authority - Division of Ports and Harbors has reviewed the plans and determined that the proposed dock does not impede navigation.
4. This dock is consistent with other tidal dock approvals in the seacoast region.

MINOR IMPACT PROJECT

2003-01135 COUNTRY VENTURES OF BEDFORD LLC
PEMBROKE Unnamed Wetland

Requested Action:

Dredge and fill a total of 8,859 sq. ft. of palustrine forested/scrub-shrub wetlands to construct driveway/culvert crossings to access a 5-lot residential subdivision on a 27.39 acre parcel of land.

APPROVE PERMIT:

Dredge and fill a total of 8,859 sq. ft. of palustrine forested/scrub-shrub wetlands to construct driveway/culvert crossings to access a 5-lot residential subdivision on a 27.39 acre parcel of land.

With Conditions:

1. All work shall be in accordance with plans by Robert G. Rook, P.E. dated 5/27/03, as received by the Department on June 05, 2003.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. This permit shall not be effective until it has been recorded with the Merrimack county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
4. There shall be no further alteration of wetlands for lot development, driveways, culverts, for septic setback or other construction activities.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
7. Proper headwalls shall be constructed within seven days of culvert installation.
8. Culvert outlets shall be properly rip rapped.
9. Work shall be done during low flow.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(h).
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

2003-01476 CHARAN INDUSTRIES INC
LACONIA Unnamed Wetland Vernal Pool

Requested Action:

Dredge and fill 16,513 square feet of forested wetland for the construction of an access road and common driveway for 171 single family residential lots in the cluster subdivision of 148.93 acres. Mitigation of the impacts will be via a 13.37 acre conservation easement.

Conservation Commission/Staff Comments:

The Laconia Conservation Commission has concerns with the intensity of this development but has agreed to hold the proposed conservation easement.

Inspection Date: 10/28/2003 by Jocelyn S Degler

APPROVE PERMIT:

Dredge and fill 16,513 square feet of forested wetland for the construction of an access road and common driveway for 171 single family residential lots in the cluster subdivision of 148.93 acres. Mitigation of the proposed impacts will be via a 13.37 acre conservation easement.

With Conditions:

1. All work shall be in accordance with plans by Nobis Engineering dated July 2003 revised through November 13, 2003, as received by the Department on November 24, 2003.
2. This permit is contingent on approval by the DES Dam Safety Program.
3. This permit is contingent on approval by the DES Site Specific Program.
4. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
5. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #4 of this approval.
6. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the NHDES Wetlands Bureau prior to construction.
7. At least 48 hours prior to the start of construction a pre-construction meeting shall be held with NHDES Land Resources Management Program staff at the project site or at the DES Office in Concord, NH to review the conditions of this permit and the NHDES Site Specific Permit. It shall be the responsibility of the permittee to schedule the pre-construction meeting, and the meeting shall be attended by the permittee, their professional engineer(s), wetlands scientist(s), and the contractor(s) responsible for performing the work.
8. At least seven days prior to the start of construction the permittee shall notify in writing the NHDES Wetlands Bureau and the Laconia Conservation Commission of the date project construction is proposed to begin.
9. Work shall be conducted during low flow conditions.
10. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
11. Appropriate erosion and siltation controls shall be installed prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
12. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
13. Dredged material shall be placed outside of the jurisdiction of the NHDES Wetlands Bureau.
14. Proper headwalls shall be constructed within seven days of culvert installation.
15. Stone aprons shall be installed at culvert outlets, where appropriate, to dissipate flow velocities and prevent scour and erosion.
16. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
17. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
18. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.
19. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized

within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.

20. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

Upland Buffer and Wetland Preservation:

21. This permit is contingent upon the preservation of a total of approximately 13.37 acres on-site, as depicted on the Proposed Easement Plan by David M Dolan Associates PC dated April 2, 2003 and revised July 11, 2003, as received by the Department on November 24, 2003. The conservation easement areas, which include 5.13 acres of wetlands and approximately 8.24 acres of contiguous upland buffer, shall be conveyed to The Laconia Conservation Commission or other appropriate grantee.

22. The permittee has one month from the preconstruction meeting with NHDES Land Resources Management Personnel to find an alternate grantee for the conservation easement. This alternate party if found shall be approved by NHDES and The Laconia Conservation Commission.

23. The conservation easement areas shall be surveyed by a licensed surveyor, and marked by monuments [stakes] prior to construction.

24. Signs to indicate the location of and restrictions on the conservation easement areas shall be posted no further than every 150 feet along the boundary of the conservation easement areas prior to construction.

25. Prior to construction, the permittee shall notify the NHDES Wetlands Bureau of the placement of the conservation easement area signs.

26. There shall be no removal of the existing vegetative undergrowth within the conservation easement areas and the placement of fill, construction of structures, and storage of vehicles or hazardous materials is prohibited.

27. Activities in contravention of Conservation Easement shall be construed as a violation of RSA 482-A, and those activities shall be subject to the enforcement powers of the Department of Environmental Services (including remediation and fines).

With Findings:

1. The project is categorized as a Minor Impact Project, per Rule Wt 303.03(h), as the project involves less than 20,000 square feet of alteration in nontidal wetlands and surface waters.

2. To compensate for permanent wetlands impacts the applicant is proposing to preserve a total of approximately 13.37 acres on-site, including approximately 5.13 acres of wetlands and approximately 8.24 acres of contiguous upland buffer.

3. The wetlands compensatory mitigation plan proposed by the applicant exceeds the mitigation ratios described in the Wetlands Bureau's Draft Wetlands Compensatory Mitigation Rules.

4. The Conservation Easement included as part of this approval is intended to mitigate for wetland impacts associated with The Akwa Vista and Akwa Marina phases of the overall Akwa Soilel project up to a total of 33,400 square feet of impact. However, this approval in no way implies acceptance of the current proposed wetland impacts associated with the Akwa Marina phase.

5. The need for the proposed jurisdictional impacts has been demonstrated by the applicant, per Rule Wt 302.01.

6. The applicant has provided evidence which demonstrates that the proposal is the alternative with the least adverse impact to areas and environments under the Department's jurisdiction, in accordance with Rule Wt 302.03.

7. The applicant has demonstrated by plan and example that each factor listed in Rule Wt 302.04(a), Requirements for Application Evaluation, has been considered in the design of the project.

8. The applicant has addressed the subdivision plan requirements of Rule Wt 304.09(a).

9. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.

10. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.

11. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

12. DES Staff conducted a field inspection of the proposed project on October 28, 2003. Field inspection determined wetland impacts are unavoidable for the construction of the proposed road and development and the conservation easement area is in good condition.

2003-02243 BROWNS MILL, INC, C/O PETER RIZZO
FARMINGTON Unnamed Wetland

Requested Action:

Dredge and fill 4,570 square feet of palustrine forested wetlands for a 9-lot subdivision known as Cherub Estates-Phase 3. Impacts are 4,160 sq ft for the subdivision road and 410 sq ft for driveway access to proposed lots 27 and 28.

Conservation Commission/Staff Comments:

No USGS map. Digitized from plan.

APPROVE PERMIT:

Dredge and fill 4,570 square feet of palustrine forested wetlands for a 9-lot subdivision known as Cherub Estates-Phase 3. Impacts are 4,160 sq ft for the subdivision road and 410 sq ft for driveway access to proposed lots 27 and 28.

With Conditions:

1. All work shall be in accordance with plans by Landry Surveying, LLC. "Wetlands Crossings" dated December 2003, "Erosion and Sediment Control" and "Roadway Plan & Profile" dated November 2003, as received by the Department on December 9, 2003, and Subdivision Plat dated September 2003, as received by the Department on October 2, 2003.
2. This permit is contingent on approval by the DES Site Specific Program.
3. This permit is contingent on approval by the DES Subsurface Systems Bureau.
4. At least 48 hours prior to the start of construction, a pre-construction meeting shall be held with NHDES Land Resources Management Program staff at the project site or at the DES Office in Concord, N.H. to review the conditions of this wetlands permit and the NHDES Site Specific Permit. It shall be the responsibility of the permittee to schedule the pre-construction meeting, and the meeting shall be attended by the permittee, his/her professional engineer(s), wetlands scientist(s), and the contractor(s) responsible for performing the work.
5. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
6. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #5 of this approval.
7. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau.
8. Work shall be done during low flow.
9. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
10. Proper headwalls shall be constructed within seven days of culvert installation.
11. Culvert outlets shall be properly rip rapped.
12. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
13. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This project impacts 4,570 sq ft of jurisdictional wetlands and is therefore a minor impact project per Administrative Rule Wt 303.03(h), alteration of less than 20,000 sq ft of nonidal wetlands.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

2003-02321 P&H PROPERTY DEVELOPMENT LLC
TEMPLE Unnamed Wetland

Requested Action:

Dredge and fill 3,340 square feet of palustrine emergent and scrub shrub wetlands for a 4-Lot subdivision road and 900 square feet

of palustrine scrub shrub wetland for driveway access to proposed Lot 39-2 on Tax Map 8

Conservation Commission/Staff Comments:

Conservation Commission signed the original Minimum Expedited application on October 7, 2003.

Application revised on October 8, 2003, to request additional impacts above the Minimum Expedited threshold.

DES reclassified the project as a minor on November 13, 2003.

APPROVE PERMIT:

Dredge and fill 3,340 square feet of palustrine emergent and scrub shrub wetlands for a 4-Lot subdivision road and 900 square feet of palustrine scrub shrub wetland for driveway access to proposed Lot 39-2 on Tax Map 8

With Conditions:

1. All work shall be in accordance with plan sheet P-1 by Meridian Land Services, Inc. dated November 18, 2003, as received by the Department on November 25, 2003 and Subdivision and Topographic plans dated September 5, 2003 and Road and Driveway plan revised October 7, 2003, as received by the Department on October 17, 2003.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
4. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #3 of this approval.
5. Work shall be done during low flow.
6. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
7. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
8. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(h), alteration of less than 20,000 sq ft of nontidal jurisdictional wetlands.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

2003-02438 WRIGHT, MARTHA
SUGAR HILL Unnamed Wetland

Requested Action:

Dredge and fill 2600 square feet in a forested wetland to maintain access to the upland portions of the lot within the boundaries. Retain 8,000 square feet of impact in a forested wetland for the existing access and restore 800 square feet of previously impacted wetland.

Conservation Commission/Staff Comments:

The Sugar Hill Conservation Commission did not comment on this application.

APPROVE PERMIT:

Dredge and fill 2600 square feet in a forested wetland to maintain access to the upland portions of the lot within the boundaries. Retain 8,000 square feet of impact in a forested wetland for the existing access and restore 800 square feet of previously impacted wetland.

With Conditions:

1. All work shall be in accordance with plans by Lobdell Associates Inc, as received by the Department on November 26, 2003.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. Work shall be done during low flow.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized. Silt fence must be removed no later than November 1, three full growing seasons after planting.
5. All steps shall be taken during the construction/restoration necessary to assure that no water quality violations occur on the Property.
6. All material removed during restoration activities shall be removed down to the level of the original hydric soils.
7. All material removed during restoration activities shall be placed out of DES's jurisdiction.
8. Invasive, weedy species such as purple loosestrife (*Lythrum salicaria*) and common reed (*Phragmites australis*) shall be controlled by measures agreed upon by the Wetlands Bureau if the species is found in the restoration areas during construction and during the early stages of vegetative establishment.
9. This permit is contingent upon the restoration 800 square feet of forested wetlands in accordance with the Approved Plans.
10. The permittee shall designate a qualified professional who will be responsible for monitoring and ensuring that the mitigation areas are constructed in accordance with the mitigation plan. The Wetlands Bureau shall be notified in writing of the designated professional prior to the start of work and if there is a change of status during the project.
11. Dredged material shall be placed out of any area that is within the jurisdiction of the DES Wetlands Bureau.
12. Construction of the restoration area shall commence within 3 business days of completion of the new access area.
13. The mitigation area shall be properly constructed, monitored, and managed in accordance with approved final Approved Plans.
14. Wetland restoration areas shall be properly constructed, landscaped, monitored and remedial actions taken that may be necessary to create functioning wetland areas. Remedial measures may include replanting, relocating plantings, removal of invasive species, changing soil composition and depth, changing the elevation of the wetland surface, and changing the hydraulic regime.
15. A post-construction report documenting the status of the completed project with photographs shall be submitted to the Wetlands Bureau within 60 days of the completion of construction.
16. Wetland (creation/restoration) areas shall have at least 75% successful establishment of wetlands vegetation after two (2) growing seasons, or shall be replanted and re-established until a functional wetland is replicated in a manner satisfactory to the DES Wetlands Bureau.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(h), projects involving less than 20,000 square feet of alteration in the aggregate in nontidal wetlands, nontidal surface waters, or banks adjacent to nontidal surface waters.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. The driveway was installed prior to the purchase of the lot by the current owner. The abutting property owner installed the driveway without access easements or a wetland permit.
6. The applicant proposes to restore wetlands within 20 ft of the northeastern abutting property (Sugar Hill Tax Map 15 lot 18.1).
7. The applicant has provided evidence they have attempted to contact the abutting property owner to gain the letter of written agreement pursuant to Rule Wt 304.04, Setback from Property Lines.
8. The abutter (Sugar Hill Tax Map 15 lot 18.1) has not responded to their attempts.
9. The abutter (Sugar Hill Tax Map 15 lot 18.1) originally subdivided the land and installed the driveway in it's current location.
10. The applicant has demonstrated that this is the most reasonable alternative for the site in accordance with Rules Wt 302.03 and Wt 304.16.
11. The applicant has demonstrated that this project will not result in increased environmental impact.
12. The Department hereby waives Rule Wt 302.04(d)(4) based on findings above.

2003-02476 PATSFIELD, SCOTT
BOW Unnamed Wetland

Requested Action:

Dredge and fill approximately 4,400 square feet of palustrine forested wetlands to provide access to one lot of a proposed 9-Lot subdivision

Conservation Commission/Staff Comments:

Conservation Commission presented comments directly to the agent on 11/17/03, based on a site walk on 11/15/03.

DES received revised plans that addressed the Con Com's concerns.

No additional comments were provided to DES as of 12/18/03.

APPROVE PERMIT:

Dredge and fill approximately 4,400 square feet of palustrine forested wetlands to provide access to one lot of a proposed 9-Lot subdivision

With Conditions:

1. All work shall be in accordance with plans by T.F. Bernier, Inc., plan sheet 12 of 13, for driveway access to Lot 116-E revised November 18, 2003, as received by the Department on November 20, 2003 and Plan sheets 3 and 4 of 13, dated October 10, 2003, as received by the Department on October 31, 2003.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
4. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #3 of this approval.
5. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau.
6. Work shall be done during low flow.
7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
8. Proper headwalls shall be constructed within seven days of culvert installation.
9. Culvert outlets shall be properly rip rapped.
10. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
11. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(h), alteration of less than 20,000 sq ft of nontidal wetlands.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

MINIMUM IMPACT PROJECT

2003-00725 PRICKETT, JOHN
CHICHESTER Unnamed Wetland

Requested Action:

Retain 1200 square feet of fill and 200 square feet dredge for a fire pond.

Conservation Commission/Staff Comments:

The conservation commission did not comment on this application.

APPROVE AFTER THE FACT:

Dredge and fill 1400 square feet of wet meadow used for agricultural purposes to construct a fire pond.

With Conditions:

1. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f), projects involving alteration of less than 3000 square feet in swamps or wet meadows, and in accordance with Rule Wt 303.04(p), construction of a pond with less than 20,000 sq. ft. of wetlands impact, provided none of the wetlands have type A hydric soil.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2003-01838 FORTIN, JOHN & ELIZABETH
PETERBOROUGH Unnamed Wetland

Requested Action:

Dredge and fill approximately 400 square feet of jurisdictional wetlands and install a 15" x 20' culvert to provide access to a single family residence

Conservation Commission/Staff Comments:

Director of Public Works has no objections to the project as proposed.

APPROVE PERMIT:

Dredge and fill approximately 400 square feet of jurisdictional wetlands and install a 15" x 20' culvert to provide access to a single family residence

With Conditions:

1. All work shall be in accordance with plans by the applicant, as received by the Department on August 15, 2003, and construction details by the applicant dated November 11, 2003, as received by the Department on November 24, 2003.
2. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
3. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
4. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.

5. No fill shall be done to achieve septic setback and no dredging shall take place that would contradict the DES Subsurface Systems Bureau rules.
6. No fill shall be done for lot development.
7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
8. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f), alteration of less than 3,000 sq ft of nontidal jurisdictional wetlands.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2003-01884 NOYMER REALTY TRUST
GILFORD Unnamed Wetland

Requested Action:

Dredge and fill 1360 square feet and install an 18-inch x 40 foot culvert for the construction of a common driveway in the subdivision of 5.34 acres into 3 lots.

Conservation Commission/Staff Comments:

The conservation commission has been unable to reach a decision on this application.

APPROVE PERMIT:

Dredge and fill 1360 square feet and install an 18-inch x 40 foot culvert for the construction of a common driveway in the subdivision of 5.34 acres into 3 lots.

With Conditions:

1. All work shall be in accordance with subdivision plans by Harold Johnson dated June 3, 2003, as received by the Department on August 20, 2003 and driveway plans by TR Selling Engineering dated December 1, 2003 and revised through November 22, 2003 as received by the department on December 1, 2003.
2. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
3. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #2 of this approval.
4. This permit is contingent on approval by the DES Subsurface Systems Bureau.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Work shall be done during no flow.
7. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
8. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
9. Culvert outlets shall be properly rip rapped.
10. Proper headwalls shall be constructed within seven days of culvert installation.
11. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing

season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

12. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(n) Projects that alter the course of or disturb less than 50 linear feet, measured along the thread of the channel, of an intermittent nontidal stream channel or its banks provided construction is performed during periods of non-flow.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
5. The applicant has provided drainage calculations illustrating the culvert size is appropriate and will conduct the flows of the stream.

2003-02352 BLACKADAR, BRIAN
GILFORD Unnamed Stream

Requested Action:

Dredge and fill 730 square feet of forested wetland to install two 24-inch x 20 foot culverts for access to a proposed single family building location.

Conservation Commission/Staff Comments:

The conservation commission is concerned with the sizing of the culverts and stabilization of the site.

APPROVE PERMIT:

Dredge and fill 730 square feet of forested wetland to install two 24-inch x 20 foot culverts for access to a proposed single family building location.

With Conditions:

1. All work shall be in accordance with plans by Thomas Varney dated September 9, 2003, as received by the Department on October 20, 2003.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. Work shall be done during low flow.
4. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
5. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
6. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
7. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
8. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
9. Proper headwalls shall be constructed within seven days of culvert installation.
10. Culvert outlets shall be properly rip rapped.
11. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
12. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices

for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

13. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f), projects involving alteration of less than 3000 square feet in swamps or wet.
2. The conservation commission is concerned with the stabilization of the site and the sizing of the culverts.
3. Culverts flowing on to the site are 12-inches and 24-inches respectively, the proposed culverts are 2 24-inch culverts which will adequately handle flows out of the existing culverts.
4. DES condition #11 requires that areas within or adjacent to the wetlands be stabilized within 3 days of the completion of work.

2003-02474 WEGLARZ, STEPHEN
BRIDGEWATER Newfound Lake

Requested Action:

Repair in-kind 49 linear ft of existing retaining wall on 200 ft of frontage on Newfound Lake, Bridgewater.

Conservation Commission/Staff Comments:

Con. Com. did not sign application.

APPROVE PERMIT:

Repair in-kind 49 linear ft of existing retaining wall on 200 ft of frontage on Newfound Lake, Bridgewater.

With Conditions:

1. All work shall be in accordance with plans by Stephen P. Weglarz dated October 10, 2003, as received by the Department on October 31, 2003.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
5. All removed material shall be placed outside of the jurisdiction of the DES Wetlands Bureau prior to new construction.
6. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
7. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
8. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
9. Repair shall maintain existing size, location and configuration.
10. Retaining wall shall be repaired in the dry.
11. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
12. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This project is classified as a minimum impact project per Rule Wt 303.04(v), repair of existing structures with no change in size, location or configuration.

2003-02587 NH DEPT OF TRANSPORTATION
MERRIMACK Unnamed Wetland

Requested Action:

Replace a 15 in. culvert and header impacting 390 sq. ft. of shrub wetland.

APPROVE PERMIT:

Replace a 15 in. culvert and header impacting 390 sq. ft. of shrub wetland. NHDOT project #13320.

With Conditions:

1. All work shall be in accordance with plans by NHDOT Bureau of Highway Design as received by the Department on November 17, 2003.
2. Dredged material shall be placed out of the DES Wetlands Bureau jurisdiction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
4. Construction equipment shall not be located within surface waters.
5. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
6. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
7. Extreme precautions to be taken within riparian areas to limit unnecessary removal of vegetation during road construction and areas cleared of vegetation to be revegetated as quickly as possible.
8. There shall be no further alteration to wetlands or surface waters without amendment of this permit.
9. Proper headwalls shall be constructed within seven days of culvert installation.
10. Work shall be done during low flow.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(j), alteration of less than 3,000 sq. ft. of scrub shrub wetland within the right of way of a public road.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
5. The limit of work is in a drainage unassociated with the noted Natural Community and therefore is not a major project per Rule Wt 303.02(k).

FORESTRY NOTIFICATION

2003-02668 BLANCHETTE, PETER
CANTERBURY Unnamed Stream

COMPLETE NOTIFICATION:

Canterbury Tax Map 8, Lot# 21.001 & 21.002

2003-02669 CERSOSIMO INDUSTRIES INC
HILL Unnamed Stream

COMPLETE NOTIFICATION:
Hill Tax Map R2, Lot# 2

2003-02671 DRED, STATE NURSERY
MOULTONBOROUGH Unnamed Stream

COMPLETE NOTIFICATION:
Moultonboro Tax Map 16,18 & 20

2003-02673 GREELEY, RICHARD & MARILYN
WILTON Unnamed Stream

COMPLETE NOTIFICATION:
Wilton Tax map E, Lot# 2-2

2003-02689 DRED - DIV OF FORESTS & LANDS
SALISBURY Unnamed Stream

COMPLETE NOTIFICATION:
Salisbury Tax Map 222, Lot# 6

2003-02693 NORTHUMBERLAND, TOWN OF
NORTHUMBERLAND Unnamed Stream

COMPLETE NOTIFICATION:
Northumberland Tax Map 8, Lot# 114

2003-02694 KIRKLAND, WILLIAM
SUTTON Unnamed Stream

COMPLETE NOTIFICATION:
Sutton Tax Map 6, Lot# 506,328

2003-02695 YANKEE FOREST LLC, C/O WAGNER FOREST MGMT
GROTON Unnamed Stream

COMPLETE NOTIFICATION:
Groton Tax Map 7, Lot# 21

2003-02703 BUSWELL, LEE
ANDOVER Unnamed Stream

COMPLETE NOTIFICATION:
Andover Tax Map 20, Lot# 473-233

2003-02704 CARON, LEONARD
ANDOVER Unnamed Stream

COMPLETE NOTIFICATION:
Andover Tax Map 20, Lot# 490,291 ACCESS ROAD ONLY

2003-02706 DUMOINE FARMS, C/O WAGNER FOREST MGMT
GOFFSTOWN Unnamed Stream

COMPLETE NOTIFICATION:
Goffstown Tax Map 4, Lot# 44

2003-02707 SCHWAEGLER, BRUCE
ORFORD Unnamed Stream

COMPLETE NOTIFICATION:
Orford Tax Map 8-27, Lot# 5

2003-02708 COLE WHITE TRUST, CATRIONA
ORFORD Unnamed Stream

COMPLETE NOTIFICATION:
Orford Tax Map 8-27, Lot# 16

2003-02717 CUMINGS, ALAN
TROY Unnamed Stream

COMPLETE NOTIFICATION:
Troy Tax Map 24, Lot# 1

2003-02718 JAFFREY, TOWN OF
JAFFREY Unnamed Stream

COMPLETE NOTIFICATION:
Jaffrey Tax Map 219, Lot# 6

2003-02719 MCCULLOUGH, JILL
CANTERBURY Unnamed Stream

COMPLETE NOTIFICATION:
Canterbury Tax Map 15, LOt# 2

2003-02720 DAHLFRED, JOHN & VIRGINIA
TILTON Unnamed Stream

COMPLETE NOTIFICATION:
Tilton Tax Map R1 & R15, Lot# 1 & 8

2003-02721 POTTER, ARTHUR
MILAN Unnamed Stream

COMPLETE NOTIFICATION:
Milan Tax Map 49, Lot# 2

2003-02725 CONDON, FREDRICK
ANDOVER Unnamed Stream

COMPLETE NOTIFICATION:
Andover Tax Map 2, Lot# 188-495

2003-02738 FLAGG, SUZANNE
WARREN Unnamed Stream

COMPLETE NOTIFICATION:
Warren Tax Map 6, Lot# 11

2003-02739 GREEN ACRE WOODLANDS, C/O FORECO
PIERMONT Unnamed Stream

COMPLETE NOTIFICATION:
Piermont Tax Map R19, Lot# P7

2003-02740 WILLIAMS ASSOCIATES, INC., BRUCE
BARNSTEAD Unnamed Stream

COMPLETE NOTIFICATION:
Barnstead Tax Map 3, Lot# 25

2003-02741 MAIN STREET REALTY TRUST, FAYE FRIEDRICH TTEE
MASON Unnamed Stream

COMPLETE NOTIFICATION:
Mason Tax Map H, Lot# 50, 50-1, 50-2

2003-02742 RICHARDS, ANNE
MASON Unnamed Stream

COMPLETE NOTIFICATION:
Mason tax Map H, Lot# 15

2003-02743 **FARRELL, KIRK & CATHERINE**
MASON **Unnamed Stream**

COMPLETE NOTIFICATION:
Mason Tax Map F, Lot# 39

2003-02755 **SLEEPER, MARY**
GREENFIELD **Unnamed Stream**

COMPLETE NOTIFICATION:
Greenfield Tax Map R5, Lot# 11

2003-02756 **WILLOUGHBY JR, HOLLIS**
HOLDERNESS **Unnamed Stream**

COMPLETE NOTIFICATION:
Holderness Tax Map 223, Lot# 6

2003-02759 **CERSOSIMO LUMBER CO**
WESTMORELAND **Unnamed Stream**

COMPLETE NOTIFICATION:
Westmoreland Tax Map R2, Lot# 18

2003-02760 **GILE BEYE, HANNAH**
DEERFIELD **Unnamed Stream**

COMPLETE NOTIFICATION:
Deerfield Tax Map 409, Lot# 54

2003-02762 **HALEY, WALDRON**
NOTTINGHAM **Unnamed Stream**

COMPLETE NOTIFICATION:
Nottingham Tax Map 6, Lot# 22

2003-02764 **COLEMAN, THOMAS**
MARLOW **Unnamed Stream**

COMPLETE NOTIFICATION:
Marlow Tax Map 405, Lot# 115

2003-02765 STATE OF NH FISH & GAME
NORTHWOOD Unnamed Stream

COMPLETE NOTIFICATION:
Northwood Tax Map 243, Lot# 10

2003-02766 STATE OF NH, DRED
NORTHWOOD Unnamed Stream

COMPLETE NOTIFICATION:
Northwood Tax Map 246, Lot# 9

2003-02767 STATE OF NH, DRED
DEERFIELD Unnamed Stream

COMPLETE NOTIFICATION:
Deerfield Tax map 407, Lot# 24

2003-02768 WOLF CREEK INVESTMENTS, C/O DON BURGESS
STODDARD Unnamed Stream

COMPLETE NOTIFICATION:
Stoddard Tax map 423, Lot# 10-11

2003-02769 ROUX TRUST, PHILIP & P. ONEIL TRUST
GILFORD Unnamed Stream

COMPLETE NOTIFICATION:
Gilford tax map 208, Lot# 13

2003-02770 BLISS, RAYMOND & MARY
TAMWORTH Unnamed Stream

COMPLETE NOTIFICATION:
Tamworth Tax Map 408, Lot# 60

2003-02775 TROY WATER WORKS
TROY Unnamed Stream

COMPLETE NOTIFICATION:
Jaffrey Tax Map 203, Lot# 10

2003-02776 TOMASZEWSKI, WALTER
HANCOCK Unnamed Stream

COMPLETE NOTIFICATION:

Hancock Tax map 16, Lot# 18 & 19

**2003-02777 BUTLER, RICHARD & FLORENCE
HOLDERNESS**

COMPLETE NOTIFICATION:

Holderness Tax Map 217, Lot# 12

**2003-02778 ROBIN HILL REAL ESTATE HOLDINGS LLS, N.BENNETT & D
DEERING Unnamed Stream**

COMPLETE NOTIFICATION:

Deering Tax Map 233, Lot# 10

**2003-02780 GORDON LOGGING, PAUL GORDON
NORTHWOOD Unnamed Stream**

COMPLETE NOTIFICATION:

Northwood Tax Map 220, Lot# 9

**2003-02784 MOXIE TREE FARM, C/O WAGNER FOREST MGMT
MILLSFIELD Unnamed Stream**

COMPLETE NOTIFICATION:

Millsfield Tax Map 1623, Lot# 14

**2003-02785 MOXIE TREE FARM, C/O WAGNER FOREST MGMT
DUMMER Unnamed Stream**

COMPLETE NOTIFICATION:

Dummer Tax Map R1, Lot# 2

**2003-02786 MOXIE TREE FARM, C/O WAGNER FOREST MGMT
STRATFORD Unnamed Stream**

COMPLETE NOTIFICATION:

Stratford Tax Map R1, Lot# 1

**2003-02787 MOXIE TREE FARM, C/O WAGNER FOREST MGMT
DIXVILLE Unnamed Stream**

COMPLETE NOTIFICATION:

Dixville Tax Map 1626, Lot# 9

2003-02788 MOXIE TREE FARM, C/O WAGNER FOREST MGMT
ERROL Unnamed Stream

COMPLETE NOTIFICATION:
Errol Tax Map R13, Lot# 4

EXPEDITED MINIMUM

2003-01351 ACEVEDO, RITO & SALLY
HAMPSTEAD Unnamed Wetland

Requested Action:

Dredge and fill 2,936 sq. ft. of a former gravel pit that has partially re-vegetated itself as jurisdictional wetlands to install a 24-inch x 33-foot HDPE culvert to provide proper site drainage and driveway access to uplands for a 24,400 sq. ft. multi-family housing facility on a 10-acre lot.

Conservation Commission/Staff Comments:

The conservation commission signed this minimum impact application form.

APPROVE AMENDMENT:

Amendment request to change tax map and lot number.

With Conditions:

1. All work shall be in accordance with plans by Bedford Design Consultants dated June 4, 2003, and revised through November 25, 2003, as received by the Department on December 11, 2003.
2. The applicant shall comply with the Restoration Plan Approval issued December 10, 2003.
3. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
4. Work shall be done during low flow.
5. This permit is contingent on approval by the DES Site Specific Program.
6. This permit is contingent on approval by the DES Subsurface Systems Bureau.
7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
8. Proper headwalls shall be constructed within seven days of culvert installation.
9. Culvert outlets shall be properly rip rapped.
10. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
11. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

2003-02137 JOSLIN, ROBERT
LEBANON Unnamed Wetland

Requested Action:

Dredge and fill 200 square feet to install a 24-inch x 20 foot culvert for access to a proposed barn location.

Conservation Commission/Staff Comments:

The conservation commission signed off on this minimum impact application.

APPROVE PERMIT:

Dredge and fill 200 square feet to install a 24-inch x 20 foot culvert for access to a proposed barn location.

With Conditions:

1. All work shall be in accordance with plans by Northeast Septic Design dated August 11, 2003, as received by the Department on November 21, 2003.
2. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
3. Work shall be done during low flow.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
6. Culvert outlet shall be properly rip rapped.
7. Proper headwalls shall be constructed within seven days of culvert installation.
8. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
9. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f), projects involving alteration of less than 3000 square feet in swamps or wet meadows.

2003-02349 BOUDREAU, HENRY
SOUTH ACWORTH Unnamed Stream

Requested Action:

Remove existing bridge and install a 15' x 4' culvert and associated fill impacting approximately 225 square feet of a seasonal stream to provide access to a single family residence

APPROVE PERMIT:

Remove existing bridge and install a 15' x 4' culvert and associated fill impacting approximately 225 square feet of a seasonal stream to provide access to a single family residence

With Conditions:

1. All work shall be in accordance with plans by the applicant, as received by the Department on November 24, 2003.
2. Work shall be done during low flow.
3. Appropriate siltation and erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
5. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning

- seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
6. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
 7. No fill shall be done to achieve septic setback and no dredging shall take place that would contradict the DES Subsurface Systems Bureau rules.
 8. No fill shall be done for lot development.
 9. Proper headwalls shall be constructed within seven days of culvert installation.
 10. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(n), for projects that alter the course of or disturb less than 50 linear feet of a seasonal stream channel.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2003-02511 HAGGERTY, ROBERT & JOAN
GILFORD Unnamed Stream

Requested Action:

Install a 18-inch x 30 foot culvert impacting 240 square feet of roadside drainage ditch for access to a proposed single family building lot.

Conservation Commission/Staff Comments:

The Gilford Conservation Commission signed this minimum impact application.

APPROVE PERMIT:

Install a 18-inch x 30 foot culvert impacting 240 square feet of roadside drainage ditch for access to a proposed single family building lot.

With Conditions:

1. All work shall be in accordance with plans by Turtle Pond Enterprises dated October 29, 2003, as received by the Department on November 10, 2003.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. Work shall be done during low flow.
4. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
7. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
8. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.

9. Proper headwalls shall be constructed within seven days of culvert installation.
10. Culvert outlets shall be properly rip rapped.
11. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
12. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f), projects involving alteration of less than 3000 square feet in swamps or wet meadows.
2. The applicant has provided evidence the Town of Gilford has granted permission for work within the Right-of-Way.

2003-02562 BOLTON, WILLIAM & NAOMI
WEARE Unnamed Wetland

Requested Action:

Dredge and fill approximately 840 square feet of palustrine forested wetlands and install a 24" x 38' culvert to provide access to a cell tower

Conservation Commission/Staff Comments:

Con Com signed the Minimum Expedited application

APPROVE PERMIT:

Dredge and fill approximately 840 square feet of palustrine forested wetlands and install a 24" x 38' culvert to provide access to a cell tower

With Conditions:

1. All work shall be in accordance with plans by Burns & McDonnell, sheets D-2A and D-2B revised 12/11/2003, as received by the Department on December 12, 2003.
2. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
3. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
4. Work shall be done during low flow.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
7. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
8. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
9. No fill shall be done to achieve septic setback and no dredging shall take place that would contradict the DES Subsurface Systems Bureau rules.
10. No fill shall be done for lot development.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f), alteration of less than 3,000 sq ft of nontidal jurisdictional wetlands.

2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2003-02563 CAMBI SQUAM LAKE REALTY TRUST, LAURIE HALL TTEE
MOULTONBOROUGH Squam Lake

Requested Action:

Temporarily impact 490 square feet of forested wetland to construct a bridge for access to a buildable upland location.

Conservation Commission/Staff Comments:

The Conservation Commission signed this minimum impact application form.

APPROVE PERMIT:

Temporarily impact 490 square feet of forested wetland to construct a bridge for access to a buildable upland location.

With Conditions:

1. All work shall be in accordance with plans by David M Dolan and Associates dated November 7, 2003, as received by the Department on November 13, 2003.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
4. Work shall be done during low flow.
5. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
6. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
8. Area shall be regraded to original contours following completion of work.
9. The permittee shall consult with the County Conservation District or DES to determine the appropriate wetland seed mix to be applied to the wetlands restoration area. Documentation confirming use of the appropriate seed mix shall be forwarded to DES.
10. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
11. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
12. The applicant shall submit a monitoring report with photographs to DES within 60 days of the completion of construction. The monitoring report shall include, but not be limited to, documentation of erosion control deployment, construction sequencing, restoration activities and status of restoration at time of monitoring report. Photographs should depict all stages of construction sequencing.
13. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).
14. No stumps shall be removed within 50 feet of the reference line per RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f), projects involving alteration of less than 3000 square feet in swamps or wet meadows.

2003-02564 MOSER ET AL, C/O JOHANN MOSER
MOULTONBOROUGH Squam Lake

Requested Action:

Install a 12-inch x 30 foot culvert impacting 480 square feet for access to a residential building location.

Conservation Commission/Staff Comments:

The conservation commission signed this minimum impact application form.

APPROVE PERMIT:

Install a 12-inch x 30 foot culvert impacting 480 square feet for access to a residential building location.

With Conditions:

1. All work shall be in accordance with plans by David M Dolan Associates dated November 7, 2003 and revised through December 17, 2003, as received by the Department on December 18, 2003.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. Work shall be done during low flow.
4. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
7. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
8. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
9. Proper headwalls shall be constructed within seven days of culvert installation.
10. Culvert outlet shall be properly rip rapped.
11. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
12. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
13. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).
14. No stumps shall be removed within 50 feet of the reference line per RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f), projects involving alteration of less than 3000 square feet in swamps or wet meadows.

2003-02588 PORTSMOUTH REGIONAL HOSPITAL
PORTSMOUTH Man-made Ditch

Requested Action:

Dredge 50 square feet of a manmade drainage ditch around an existing culvert outlet, and impact 500 square feet of the drainage ditch for the removal of overgrown vegetation inclusive of Purple Loosestrife. Project impacts total 550 square feet within the manmade drainage ditch.

APPROVE PERMIT:

Dredge 50 square feet of a manmade drainage ditch around an existing culvert outlet, and impact 500 square feet of the drainage ditch for the removal of overgrown vegetation inclusive of Purple Loosestrife. Project impacts total 550 square feet within the manmade drainage ditch.

With Conditions:

1. All work shall be in accordance with plans by Terra Firma Landscape Architecture dated September 16, 2003, as received by the Department on November 17, 2003.
2. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
3. Coastal staff shall be notified in writing prior to commencement of work and upon its completion.
4. Dredged soils and vegetation shall be placed out of any area that is within the jurisdiction of the DES Wetlands Bureau, and shall be capped with material that has not been contaminated by, or contain seeds and/or vegetation of the invasive species Purple Loosestrife (*Lythrum salicaria*) (see attached fact sheet BB-45).
5. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
6. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
7. Appropriate siltation, erosion, and turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(k), maintenance dredging to provide continued usefulness of nontidal drainage ditches and plugged culverts.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. NH Natural Heritage Inventory (NHNHI) has identified one natural community of special concern within the vicinity of the project, a SNE Acidic Seepage Swamp. DES review of this application finds that the NHNHI identified community will not be impacted as a result of this project, as the community exists on the opposite side of the Spaulding Turnpike and not within the project limits.

2003-02589 BATEMAN, GERALDINE
NEWBURY Lake Sunapee

Requested Action:

Repair an existing 10 ft by 20 ft crib supporting an existing 21 ft 2 in by 31 ft 1 in boathouse on Lake Sunapee, Newbury.

Conservation Commission/Staff Comments:

Con Com signed Exp Application

APPROVE PERMIT:

Repair an existing 10 ft by 20 ft crib supporting an existing 21 ft 2 in by 31 ft 1 in boathouse on Lake Sunapee, Newbury.

With Conditions:

1. All work shall be in accordance with plans by Richard Green, as received by the Department on November 17, 2003.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. This permit to replace or repair existing structures shall not preclude the DES from taking any enforcement action or revocation action if it later determines that any "existing structures" were not previously permitted or grandfathered in their current configuration.
4. Work authorized shall be carried out such that discharges in spawning or nursery areas during spawning seasons shall be

- avoided, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
5. Work shall be carried out in a time and manner such that there will be no disturbance to migratory waterfowl breeding areas or fish spawning areas.
 6. Appropriate siltation and erosion controls shall be in place prior to construction, maintained during construction, and shall remain until the area is stabilized.
 7. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
 8. Dredged material and construction debris shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
 9. Existing rocks which have fallen shall be used for repair. No Additional Rocks.
 10. Repair shall maintain existing size, location and configuration.
 11. This permit does not allow for maintenance dredging.
 12. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(v).

2003-02632 DOHERTY, MIKE
WASHINGTON Unnamed Wetland

2003-02674 HEBERT, NORMAND
STRAFFORD Unnamed Wetland

Requested Action:

Wetland impacts will occur on the ends of two forested wetlands with an impact area of approx 250 square feet. Installation of a 12-inch diameter culvert will provide driveway access to a single lot of a 2 lot residential subdivision on 10.07 acres.

Conservation Commission/Staff Comments:

11/25/03 - Strafford Conservation Commission reviewed application and noted that no applications for boundary adjustment have been received by the town of Strafford

APPROVE PERMIT:

Wetland impacts will occur on the ends of two forested wetlands with an impact area of approx 250 square feet. Installation of a 12-inch diameter culvert will provide driveway access to a single lot of a 2 lot residential subdivision on 10.07 acres.

With Conditions:

1. All work shall be in accordance with plans by James M. Lavelle dated October 22, 2003, as received by the Department on December 2, 2003.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
4. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #3 of this approval.
5. Work shall be done during low flow conditions.
6. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
7. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
8. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
9. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
10. Proper headwalls shall be constructed within seven days of culvert installation.
11. Stone aprons shall be installed at culvert outlets, where appropriate, to dissipate flow velocities and reduce scour and erosion.

12. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

13. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.

14. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.

15. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f), as the project will alter less than 3,000 square feet of forested wetlands.

2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.

3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.

4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

GOLD DREDGE

2003-02782 DEMAREE, MITCHELL
(ALL TOWNS) Unnamed Stream

Conservation Commission/Staff Comments:
cc Bath ConCom

LAKES-SEASONAL DOCK NOTIF

2003-02783 ENSIGN, ELEANORE & WALTER
NEW LONDON Lake Sunapee

COMPLETE NOTIFICATION:
New London Tax Map 33, Lot# 6 Lake Sunapee

2003-02792 REMSON TRUST, MARIE
MEREDITH Lake Winnepesaukee

COMPLETE NOTIFICATION:
Meredith Tax Mao U25, Lot# 38 Lake Winnepesaukee

2003-02800 MULHERN, PATRIC
NEW LONDON Lake Sunapee

COMPLETE NOTIFICATION:

New London Tax Map 141, Lot# 1 Lake Sunapee

HEARINGS

2003-02561 METHUEN CONST. NOM TRUDT, L. ROBERT DESCANTIS
SALEM Prime Wetland #17

PRIME WETLANDS HEARING: 12/18/2003 10:00:00 AM

Temporarily dredge and fill approximately 180 square feet in and adjacent to Salem Prime Wetland #17 to dig ten test pits to determine the extent of historic wetland disturbance.